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Mortgage Electronic Registration Systems, Inc.

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
MEDFORD DIVISION

**IVAN HOOKER and KATHERINE  
HOOKER,**

Case No. 10-CV-3111-PA

Plaintiffs,

v.

DECLARATION OF STEPHEN P.  
MCCARTHY IN SUPPORT OF  
UNOPPOSED MOTION TO EXTEND  
PRE-TRIAL DEADLINES

**NORTHWEST TRUSTEE SERVICES,  
INC.; BANK OF AMERICA, NA;  
MORTGAGE ELECTRONIC  
REGISTRATION SYSTEMS, INC.,**

Defendants.

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I, Stephen P. McCarthy, declare and state:

1. I am a member of Lane Powell PC, attorneys of record for defendants Bank of America and Mortgage Electronic Registration Systems, Inc. I am knowledgeable about facts set forth herein and make this declaration in support of Defendants' Unopposed Motion to Extend Pre-Trial Deadlines.

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MOTION TO EXTEND PRE-TRIAL DEADLINES

2. This Court has ordered additional briefing regarding Defendants' pending Motion to Dismiss Pursuant to Rules 12(b)(6) and 8. Plaintiffs and Defendants are required to file a brief on or before Monday, February 14, 2011. Responsive briefs must be submitted to the court on or before Friday, February 25, 2011.

3. I have conferred with plaintiffs' counsel, James Stout, and he agrees that the pre-trial deadlines should be extended at least 120 days after this court has decided the Motion to Dismiss Pursuant to Rules 12(b)(6) and 8, which is currently pending before this Court.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

DATED: February 7, 2011

/s/ Stephen P. McCarthy  
Stephen P. McCarthy

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MOTION TO EXTEND PRE-TRIAL DEADLINES